

COPY

UNITED STATES DISTRICT COURT

DISTRICT OF HAWAII  
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300 ALA MOANA BLVD., RM C-338  
HONOLULU, HAWAII 96850

SUE BEITIA  
CLERK

E-MAIL

August 23, 2007

United States District Court  
Northern District of California  
450 Golden Gate Avenue  
San Francisco, CA 94102

RE: CR 06-00594 SOM-05  
USA VS. SISILIA OSAI

CR 07

0785

SI

FILED  
DEC 12 2007  
RICHARD W. WIEKING  
CLERK U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
(415) 541-1300  
(415) 541-1303

Dear Sir,

Pursuant to Rule 20 of the Federal Rules of Criminal Procedure, enclosed are the following certified documents: Second Superseding Indictment, Consent to Transfer Case for Plea and Sentence (under Rule 20) and docket sheet. Please be advised that this case is imaged and available through PACER.

Please acknowledge receipt on the copy of this letter and return.

Sincerely Yours,

Sue Beitia, Clerk

By:

  
Deputy Clerk

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CLERK U.S. DISTRICT COURT

SEP 04 2007

DISTRICT OF HAWAII

encl.

cc: US Attorneys Office - Honolulu, HI

\*\*\*\*\*

Receipt is acknowledged by: Clerk, US District Court LSK

Date: 8/30/07

Your Case Number 07-70134

ORIGINAL

USA-153 Consent to Transfer of Case for Plea and Sentence (Under Rule 20)

FILED IN THE  
UNITED STATES DISTRICT COURT  
DISTRICT OF HAWAII

In the United States District Court

AUG 22 2007

at 11 o'clock and 40 min. A.M.  
SUE BEITIA, CLERK

for the

DISTRICT OF

HAWAII

UNITED STATES OF AMERICA

v.

SISILIA OSAI, (05)

CRIMINAL NUMBER: 06-00594-05 SOM

Consent to Transfer of Case for Plea  
and Sentence  
(Under Rule 20)

SI

I, SISILIA OSAI, defendant, have been informed that an <sup>Second Superseding</sup> (~~indictment, information, complaint~~) is pending against me in the above designated cause. I wish to plead guilty to the offense charged, to consent to the disposition of the case in the Northern District of California in which I, reside, (am under arrest, am held) and to waive trial in the above captioned District.

Dated: 8/10/ 2007 at SF, CA

S. K. OSAI  
(Defendant) SISILIA OSAI

(Witness)

Josh Cohen  
(Counsel for Defendants) JOSH COHEN, ESQ.

[Signature]  
(Assistant United States Attorney)

Approved

Edward H. Kubo, Jr.  
EDWARD H. KUBO, JR.

United States Attorney for the

District of

Hawaii

[Signature]  
United States Attorney for the

Northern

California

District of

ORIGINAL

EDWARD H. KUBO, JR. #2499  
United States Attorney  
District of Hawaii

FLORENCE T. NAKAKUNI #2286  
Chief, Narcotics Section

CANDACE KELLY CA BAR #191473  
Assistant United States Attorney  
PJKK Federal Building  
300 Ala Moana Blvd., Room 6-100  
Honolulu, HI 96850  
Telephone: (808) 541-2850  
Facsimile: (808) 541-2958  
Email: Candace.Kelly@usdoj.gov

Attorneys for Plaintiff  
UNITED STATES OF AMERICA

FILED IN THE  
UNITED STATES DISTRICT COURT  
DISTRICT OF HAWAII

MAR 21 2007

at 11 o'clock and 50 min.  
SUE BEITIA, CLERK

E-ming

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

UNITED STATES OF AMERICA, )  
 )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
 )  
EMA TUUHETOKA, (1) )  
TUPOU VAIKONA, (2) )  
KALONISIA TAFUNA, (3) )  
CHRISTOPHER NIU, (4) )  
SISILIA OSAI, (5) )  
GREG C.T. RAYRAY, (6) )  
INEZ PAKELE, (7) )  
 )  
Defendants. )  
 )  
 )

CR. NO. CR 06-00594-SOM

SECOND  
SUPERSEDING INDICTMENT

[21 U.S.C. §§ 846, 841(a)(1)  
& (b)(1)(A)]

SI

SECOND SUPERSEDING INDICTMENT

The Grand Jury charges:

Count 1

Beginning at a date unknown to the grand jury and continuing up to and including November 19, 2006 in the District of Hawaii and elsewhere, defendants EMA TUUHETOKA, TUPOU VAIKONA, KALONISIA TAFUNA, CHRISTOPHER NIU, SISILIA OSAI, GREG C.T. RAYRAY and INEZ PAKELE did knowingly and intentionally combine, conspire, confederate and agree together and with each other, and with others known and unknown to the grand jury, to distribute and possess, with intent to distribute, 50 grams or more methamphetamine, its salts, isomers and salts of its isomers, a Schedule II controlled substance.

All in violation of Title 21 United States Code, Sections 846, 841(a)(1) & (b)(1)(A).

OVERT ACTS

In furtherance of said conspiracy and to effect and accomplish the objects thereof, the following acts, among others, were committed within the District of Hawaii, and elsewhere:

1. On or about October 13, 2006 through on or about October 16, 2006, Defendant SISILIA OSAI ("OSAI") was a registered guest at the Outrigger Royal Kahana in Maui, Hawaii.
2. On or about September 26, 2006 through on or about September 29, 2006, defendant CHRISTOPHER NIU ("NIU")

was a registered guest at the Aina Nalu Resort in Maui, Hawaii.

3. On or about September 28, 2006, Defendant GREG C.T. RAYRAY ("RAYRAY"), using cellular telephone number (808) 214-3896 communicated with telephone number (650) 670-5210, which was used by OSAI.
4. On or about July 9, 2006, NIU checked into the Westin Maui Villas in Maui, Hawaii using his middle name "Samuel" rather than "Christopher." NIU provided telephone number (650) 814-0893 to the Westin Maui Villas.
5. On or about November 19, 2006, Defendant GREG C.T. RAYRAY ("RAYRAY"), using cellular telephone number (808) 280-6861 communicated with cellular telephone number (650) 814-0893, which was used by NIU.
6. On or about November 11, 2006, Defendant INEZ PAKELE ("PAKELE"), using telephone number (808) 269-2128 communicated with telephone number (650) 581-1751, which was used by OSAI.
7. On or about November 14, 2006, Defendant NIU delivered crystal methamphetamine to Defendant TUPOU VAIKONA ("VAIKONA") at her residence in California.
8. On or about November 14, 2006, Defendants EMA TUUHETOKA ("TUUHETOKA") and VAIKONA went to the American Trans

Air (ATA) Airlines ticket counter in Oakland, California where they paid cash for round trip airline tickets to fly that same day from Oakland, California to Kahului, Maui, Hawaii for the purpose of transporting crystal methamphetamine to Hawaii.

9. On or about November 14, 2006, TUUHETOKA and VAIKONA flew from Oakland, California to Kahului, Maui, Hawaii on ATA flight #4627 carrying approximately 1,969 grams of crystal methamphetamine.
10. On or about November 14, 2006, at approximately 1:20 p.m., TUUHETOKA and VAIKONA walked to the Kahului airport's baggage claim area where VAIKONA retrieved a pink suitcase which she had checked into ATA baggage in Oakland, California.
11. In or about mid-November, 2006, but no later than November 19, 2006, Defendant KALONISIA TAFUNA ("TAFUNA") purchased round trip airline tickets to fly from Oakland, California to Kahului, Maui, Hawaii for the purpose of transporting crystal methamphetamine to Hawaii.
12. On or about November 19, 2006, TAFUNA and two associates flew from Oakland, California to Kahului, Maui, Hawaii on ATA flight #4627 carrying approximately 2,155 grams of crystal methamphetamine.

All in violation of Title 21, United States Code, Section 846.

Count 2

On or about November 19, 2006, in the District of Hawaii, defendant, KALONISIA TAFUNA, did knowingly and intentionally possess, with intent to distribute, 50 grams or more, to wit: approximately 1,524 grams, of methamphetamine, its salts, isomers and salts of its isomers, a Schedule II controlled substance.


All in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(A).

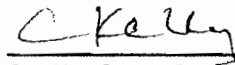
Dated: March 21, 2007, at Honolulu, Hawaii.

A TRUE BILL

/s/ Foreperson  
FOREPERSON, GRAND JURY

EDWARD H. KUBO, JR.  
United States Attorney  
District of Hawaii

  
FLORENCE T. NAKAKUNI  
Chief, Narcotics Section

  
CANDACE KELLY  
Assistant U.S. Attorney

United States v. Tuuhetoka et. al.,  
Second Superseding Indictment  
CR. No. CR 06-00594-SOM